

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>05-616</u>
v.	:	DATE FILED: <u>10/25/05</u>
MUMIN BASHEER,	:	VIOLATIONS:
a/k/a "Kenneth Newell"	:	21 U.S.C. § 841(a)(1), (b)(1)(A)
	:	(possession with intent to distribute more
	:	than 50 grams of cocaine base ("crack"))
	:	- 1 count)
	:	18 U.S.C. § 924(c) (possession of a firearm
	:	in furtherance of a drug trafficking crime
	:	- 1 count)
	:	18 U.S.C. § 922(g)(1) (convicted felon
	:	in possession of a firearm - 1 count)
	:	18 U.S.C. § 2 (aiding and abetting)
		Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about December 2, 2003, in Philadelphia, in the Eastern District of
Pennsylvania, defendant

MUMIN BASHEER,
a/k/a "Kenneth Newell,"

knowingly and intentionally possessed with intent to distribute, and aided and abetted the
possession with intent to distribute of, 50 grams or more, that is, approximately 53 grams, of a
mixture and substance containing a detectable amount of cocaine base ("crack"), a Schedule II
controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(A) and Title
18, United States Code, Section 2.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 2, 2003, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**MUMIN BASHEER,
a/k/a “Kenneth Newell,”**

knowingly possessed a firearm, that is, an Amadeo Rossi & Co., Model M685, .38 special handgun, serial number D985810 loaded with five .38 caliber cartridges, and an Israel Military Industries, Model Baby Eagle, .40 caliber handgun, serial number 32309230, with two magazines loaded with a total of sixteen .40 caliber cartridges, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

_____In violation of Title 18, United States Code, Section 924(c)(1).

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about December 2, 2003, in Philadelphia, in the Eastern District of Pennsylvania, defendant

**MUMIN BASHEER,
a/k/a “Kenneth Newell,”**

having been convicted in a court of the Common Pleas of Pennsylvania of an offense punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm, that is, an Amadeo Rossi & Co., Model M685, .38 special handgun, serial number D985810, loaded with five .38 caliber cartridge, and an Israel Military Industries, Model Baby Eagle, .40 caliber handgun, serial number 32309230, with two magazines loaded with a total of sixteen .40 caliber cartridges.

In violation of Title 18, United States Code, Section 922(g)(1).

NOTICE OF FORFEITURE

As a result of the violations of Title 18, United States Code, Sections 924(c)(1) and 922(g)(1) set forth in this indictment, the defendant

**MUMIN BASHEER,
a/k/a “Kenneth Newell,”**

shall forfeit to the United States of America, all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- (1) an Amadeo Rossi & Co., Model M685, . 38 caliber handgun, serial number D985810;
- (2) 4 Federal Cartridges, .38 caliber;
- (3) 1 Winchester Cartridge, .38 caliber;
- (4) an Israel Military Industries, Model Baby Eagle, .40 caliber handgun with 2 magazines, serial number 32309230;
- (5) 46 Remington Cartridges, .40 caliber; and
- (6) 6 Federal Cartridges, .40 caliber.

All pursuant to title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**